

BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

RE: COMPLAINT OF US LEC OF
TENNESSEE, INC. AGAINST
ELECTRIC POWER BOARD OF
CHATTANOOGA

Docket No. 02-00562

REC'D TN
REGULATORY AUTH.

*02 JUN 10 PM 2 01

OFFICE OF THE
EXECUTIVE SECRETARY

AFFIDAVIT OF STEPHEN W. LAWRENCE

Comes the affiant, being duly sworn, deposes and says as follows:

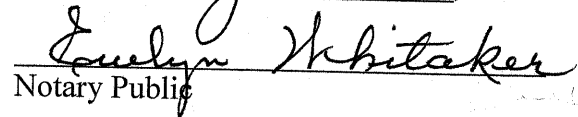
1. My name is Stephen W. Lawrence. I am the Vice President of the Engineering Division of the Electric Power Board of Chattanooga, an independent Board of the City of Chattanooga, Tennessee ("EPB").
2. In my capacity as Vice President, I have general managerial responsibility for EPB's electric system underground facility licensing as well as EPB's property records and easements.
3. The Telecommunications Division of EPB utilizes and pays for access to the underground conduit of EPB's electric system that it uses.
4. I have investigated the allegations of Paragraph 7 of the Complaint in this matter. Based upon my review of EPB's file materials, I have not located any third party written request for access to EPB's underground conduit facilities since EPB Telecommunications received its certificate of convenience and necessity, nor am I aware of any such request, written or otherwise. I have further interviewed my subordinate employees with responsibility for requests for access to EPB's facilities, and I instructed them to review their file materials. Based upon that additional investigation, I have not identified any third party request for access to EPB's underground conduit facilities since EPB Telecommunications received its certificate of convenience and necessity.

FURTHER, affiant saith not.


Stephen W. Lawrence

STATE OF TENNESSEE:
COUNTY OF HAMILTON:

Sworn to and subscribed before me this 7th day of June, 2002.


Notary Public

My commission expires: 2/18/2003

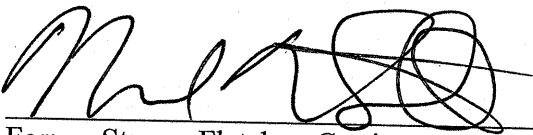
CERTIFICATE OF SERVICE

I certify that a true and exact copy of this pleading has been served upon the following attorneys by delivering a true and exact copy thereof to the offices of said counsel or by placing a true and exact copy of said pleading in the United States mail addressed to said counsel at his office with sufficient postage thereupon to carry the same to its destination:

Henry Walker
Boult, Cummings, Conners & Berry, PLC
414 Union Street, Suite 1600
P.O. Box 198062
Nashville, Tennessee 37219

Guy M. Hicks
BellSouth Telecommunications, Inc.
333 Commerce Street
Suite 2101
Nashville, Tennessee 37201

This 7th day of June, 2002.


For: Strang, Fletcher, Carriger, Walker,
Hodge & Smith, PLLC